

# Union Calendar No. 260

107<sup>TH</sup> CONGRESS  
2D SESSION

# H. R. 3694

[Report No. 107-439]

To provide for highway infrastructure investment at the guaranteed funding level contained in the Transportation Equity Act for the 21st Century.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2002

Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, Mr. BORSKI, Mr. BOEHLERT, Mr. RAHALL, Mr. COBLE, Mr. LIPINSKI, Mr. DUNCAN, Mr. DEFazio, Mr. GILCHREST, Mr. CLEMENT, Mr. HORN, Mr. COSTELLO, Mr. MICA, Ms. NORTON, Mr. QUINN, Mr. NADLER, Mr. EHLERS, Mr. MENENDEZ, Mr. BACHUS, Ms. BROWN of Florida, Mr. LATOURETTE, Mr. BARCIA, Mrs. KELLY, Mr. FILNER, Mr. BAKER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. NEY, Mr. MASCARA, Mr. TAYLOR of Mississippi, Mr. THUNE, Ms. MILLENDER-McDONALD, Mr. LOBIONDO, Mr. CUMMINGS, Mr. MORAN of Kansas, Mr. BLUMENAUER, Mr. POMBO, Mr. SANDLIN, Mr. DEMINT, Mrs. TAUSCHER, Mr. BEREUTER, Mr. PASCRELL, Mr. SIMPSON, Mr. BOSWELL, Mr. ISAKSON, Mr. MCGOVERN, Mr. HAYES, Mr. HOLDEN, Mr. SIMMONS, Mr. LAMPSON, Mr. ROGERS of Michigan, Mr. BALDACCI, Mrs. CAPITO, Mr. BERRY, Mr. KIRK, Mr. BAIRD, Mr. BROWN of South Carolina, Ms. BERKLEY, Mr. JOHNSON of Illinois, Mr. CARSON of Oklahoma, Mr. KERNS, Mr. MATHE-SON, Mr. REHBERG, Mr. HONDA, Mr. PLATTS, Mr. LARSEN of Wash- ington, Mr. FERGUSON, Mr. GRAVES, Mr. OTTER, Mr. KENNEDY of Min- nesota, Mr. CULBERSON, Mr. SHUSTER, and Mr. BOOZMAN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

MAY 7, 2002

Additional sponsors: Mr. TAUZIN, Mr. DINGELL, Mr. McKEON, Mr. GEORGE MILLER of California, Mr. GARY G. MILLER of California, Mr. McIN- TYRE, Mr. CALVERT, Mr. BLAGOJEVICH, Mr. ISSA, Mr. STRICKLAND, Mr. SHAYS, Ms. LOFGREN, Mr. MANZULLO, Mr. TRAFICANT, Mr. BARR of Georgia, Mr. GORDON, Mr. DEAL of Georgia, Ms. RIVERS, Mr. NOR- WOOD, Mr. PETERSON of Minnesota, Mr. LINDER, Mr. BROWN of Ohio,

Mr. BURTON of Indiana, Mr. MATSUI, Mr. LEACH, Mr. BRADY of Pennsylvania, Mr. GALLEGLY, Mr. FATTAH, Mr. EHRLICH, Mr. ROSS, Mr. GIBBONS, Mr. EVANS, Mr. GILMAN, Mr. KANJORSKI, Mr. McHUGH, Mr. MURTHA, Mr. WATTS of Oklahoma, Mr. HOEFFEL, Mr. LUCAS of Oklahoma, Mr. COYNE, Ms. HART, Mr. DOYLE, Mr. PETERSON of Pennsylvania, Mr. GONZALEZ, Mr. WELDON of Pennsylvania, Mr. McNULTY, Mr. GREENWOOD, Mr. HASTINGS of Florida, Mr. SHERWOOD, Mr. WU, Mr. GEKAS, Ms. HOOLEY of Oregon, Mr. ENGLISH, Mr. MEEKS of New York, Mr. WILSON of South Carolina, Mr. RUSH, Mr. JENKINS, Mr. LYNCH, Mr. BRYANT, Mr. KILDEE, Mr. FORBES, Ms. SOLIS, Mr. TERRY, Mr. FROST, Mr. OSBORNE, Mr. SMITH of Washington, Mr. JEFF MILLER of Florida, Mr. CROWLEY, Mr. CUNNINGHAM, Mr. DELAHUNT, Mr. WALDEN of Oregon, Mr. MARKEY, Mr. CHAMBLISS, Mr. DAVIS of Illinois, Mr. PENCE, Mr. THOMPSON of California, Mr. BASS, Ms. ESHOO, Ms. DUNN, Ms. LEE, Mr. FARR of California, Mr. SCHIFF, Ms. WATSON, Mr. BACA, Mr. TIERNEY, Mr. BISHOP, Mr. LEWIS of Georgia, Mr. JOHN, Mr. PAYNE, Mr. INSLEE, Mr. TOWNS, Mr. FRANK, Mr. NEAL of Massachusetts, Ms. MCCOLLUM, Mr. CAPUANO, Mr. SHOWS, Ms. WOOLSEY, Mr. TIBERI, Mr. MEEHAN, Mr. BONIOR, Mr. STUPAK, Mr. HANSEN, Mr. UPTON, Mr. BLUNT, Mr. CRENSHAW, Mr. KELLER, Mr. STEARNS, Mr. TOM DAVIS of Virginia, Mr. PICKERING, Mr. MCCRERY, Mr. WELLER, Mr. GRUCCI, Mr. SHIMKUS, Mr. AKIN, Mr. SMITH of New Jersey, Mrs. JOHNSON of Connecticut, Mr. HOSTETTLER, Mr. BRADY of Texas, Mr. CANTOR, Mr. OWENS, Mr. LUCAS of Kentucky, Mr. STARK, Ms. SANCHEZ, Mr. BERMAN, Mr. CONDIT, Mrs. NAPOLITANO, Mr. LEVIN, Ms. SCHAKOWSKY, Mr. ACEVEDO-VILÁ, Mr. SWEENEY, Mr. ANDREWS, Mr. RODRIGUEZ, Mr. ORTIZ, Mr. PALLONE, Mr. HOLT, Mr. ISRAEL, Mrs. MCCARTHY of New York, Mr. ACKERMAN, Mr. WEINER, Ms. VELÁZQUEZ, Mrs. MALONEY of New York, Mr. RANGEL, Mr. ENGEL, Ms. SLAUGHTER, Mr. LAFALCE, Mr. HINCHEY, Mr. SERRANO, Mrs. LOWEY, Mr. CARDIN, Mr. GREEN of Texas, Mr. SAWYER, Mr. UDALL of New Mexico, Mrs. CUBIN, Mr. BECERRA, Mr. HILLEARY, Mr. LANTOS, Mr. SAXTON, Ms. KAPTUR, Mr. GREEN of Wisconsin, Mr. STUMP, Mr. MALONEY of Connecticut, Mr. VITTER, Mrs. THURMAN, Mr. SMITH of Texas, Mr. KUCINICH, Mrs. EMERSON, Mr. McDERMOTT, Mr. REYNOLDS, Mr. BARRETT, Mr. TURNER, Mr. WAXMAN, Mrs. MINK of Hawaii, Mr. FORD, Mrs. DAVIS of California, Ms. CARSON of Indiana, Mr. FALEOMAVAEGA, Mrs. JONES of Ohio, Mrs. CAPPS, Mr. ETHERIDGE, Mr. BENTSEN, Mr. LARSON of Connecticut, Mr. DIAZ-BALART, Mrs. JO ANN DAVIS of Virginia, Mr. HEFLEY, Mr. CRANE, Mr. RADANOVICH, Mr. FLETCHER, Mr. PHELPS, Mr. BILIRAKIS, Ms. HARMAN, Mr. KING, Mr. HILL, Mr. DEUTSCH, Mr. ROEMER, Mr. UDALL of Colorado, Mr. LANGEVIN, Mr. GOODLATTE, Ms. MCKINNEY, Mr. CAMP, Mr. GILLMOR, Mrs. BIGGERT, Mr. ABERCROMBIE, Mr. RILEY, Mr. HINOJOSA, Mr. UNDERWOOD, Mr. BALLENGER, Mr. MOORE, Mr. PUTNAM, Mr. RAMSTAD, Mr. TANCREDO, Mr. KIND, Mrs. CHRISTENSEN, Mr. SHERMAN, Mr. DAVIS of Florida, Ms. DEGETTE, Mrs. CLAYTON, Mr. HILLIARD, Mr. CLAY, Ms. JACKSON-LEE of Texas, Ms. MCCARTHY of Missouri, Mrs. MEEK of Florida, Mr. SCOTT, Mr. ALLEN, Mr. REYES, Mr. WYNN, Mr. COOKSEY, Mr. DOOLITTLE, Mr. HALL of Ohio, Mr. SOUDER, Mr. BOUCHER, Ms. ROS-LEHTINEN, Mr. HALL of Texas, Mr. JEFFER-

SON, Mr. HOUGHTON, Mrs. MORELLA, Mr. HULSHOF, Ms. PRYCE of Ohio, Mr. HAYWORTH, Mr. POMEROY, Mr. HASTINGS of Washington, Mr. WATT of North Carolina, Mr. SUNUNU, Mr. GUTIERREZ, and Mr. SULLIVAN

Deleted sponsors: Mr. LAHOOD (added February 13, 2002; deleted March 6, 2002), Ms. DELAURO (added February 26, 2002; deleted March 20, 2002), Mr. HOYER (added March 7, 2002; deleted April 10, 2002), and Mr. CALLAHAN (added March 12, 2002; deleted March 13, 2002)

MAY 7, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on February 7, 2002]

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## A BILL

To provide for highway infrastructure investment at the guaranteed funding level contained in the Transportation Equity Act for the 21st Century.

1 *Be it enacted by the Senate and House of Representa-*  
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Highway Funding Res-*  
 5 *toration Act”.*

6 **SEC. 2. FEDERAL-AID HIGHWAY PROGRAM OBLIGATION**  
 7 **CEILING.**

8 *Section 1102 of the Transportation Equity Act for the*  
 9 *21st Century (23 U.S.C. 104 note; 112 Stat. 115, 113 Stat.*  
 10 *1753) is amended by adding at the end the following:*

11 *“(k) RESTORATION OF OBLIGATION LIMITATION FOR*  
 12 *FISCAL YEAR 2003.—Notwithstanding any other provision*

1 of law, for fiscal year 2003, the obligations for Federal-aid  
 2 highway and highway safety construction programs that  
 3 are subject to the obligation limitation set forth in sub-  
 4 section (a)(6)—

5 “(1) shall be not less than \$27,746,000,000; and

6 “(2) shall be distributed in accordance with this  
 7 section.”.

8 **SEC. 3. RESTORATION OF OBLIGATION CEILING.**

9 Notwithstanding any other provision of law, the ad-  
 10 justment made pursuant to section 1102(h) of the Transpor-  
 11 tation Equity Act for the 21st Century for fiscal year 2003  
 12 shall be deemed to be zero.

13 **SEC. 4. ADJUSTMENTS TO GUARANTEE FUNDING LEVELS.**

14 Notwithstanding any other provision of law, all ad-  
 15 justments made pursuant to section 251(b)(1)(B) of the Bal-  
 16 anced Budget and Emergency Deficit Control Act of 1985  
 17 to the highway category and to section 8103(a)(5) of the  
 18 Transportation Equity Act for the 21st Century for fiscal  
 19 year 2003 shall be deemed to be zero. This section shall  
 20 apply immediately to all reports issued pursuant to section  
 21 254 of the Balanced Budget and Emergency Deficit Control  
 22 Act of 1985 for fiscal year 2003, including the discretionary  
 23 sequestration preview report.

1 **SEC. 5. SENSE OF CONGRESS REGARDING REVENUE**  
2 **ALIGNED BUDGET AUTHORITY.**

3 *It is the sense of Congress that the revenue aligned*  
4 *budget authority provision in section 251(b)(1)(B) of the*  
5 *Balanced Budget and Emergency Deficit Control Act of*  
6 *1985 should be amended in the future to more accurately*  
7 *align highway spending with highway revenues while*  
8 *maintaining predictability and stability in highway fund-*  
9 *ing levels.*

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107<sup>TH</sup> CONGRESS  
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